

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA

DOCKET NOS. 2005-224-C and 1999-515-C - ORDER NO. 2007-261

APRIL 20, 2007

| | | |
|---|---|--------------------|
| IN RE: Docket No. 2005-224-C Petition of the |) | ORDER GRANTING |
| Office of Regulatory Staff for the |) | FULL REINSTATEMENT |
| Commission to Order a Rule to Show Cause |) | OF CERTIFICATE OF |
| as to Why the Certificates of Public |) | PUBLIC CONVENIENCE |
| Convenience and Necessity for Certain |) | AND NECESSITY |
| Providers of Telecommunications Service |) | |
| Should Not Be Revoked. |) | |
| |) | |
| And |) | |
| |) | |
| Docket No. 1999-515-C Application of |) | |
| Flatel, Inc. d/b/a Telephone USA (f/k/a d/b/a |) | |
| Florida Telephone Company) for a |) | |
| Certificate of Public Convenience and |) | |
| Necessity for Authority to Provide Local |) | |
| Exchange Service. |) | |

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the request of Flatel, Inc. d/b/a Telephone USA (fka: d/b/a Florida Telephone Company) (“Flatel” or the “Company”) to reinstate the Company’s Certificate of Public Convenience and Necessity. The Certificate was revoked by the Commission in Order No. 2006-55 issued in Docket No. 2005-224-C on January 26, 2006. Subsequently, on November 3, 2006, the Certificate was conditionally reinstated by Order No. 2006-662.

On February 28, 2007, the South Carolina Office of Regulatory Staff (“ORS”) informed the Commission by letter that the Company has complied with these conditions.

In this letter, ORS stated that it was in the process of calculating any outstanding assessments that are due and invoicing Flatel for these obligations. In Order No. 2007-195, this Commission requested that ORS report on the progress of its invoicing and receipt of these outstanding obligations within thirty (30) days of ORS' receipt of that Order. The Commission also noted in that Order that ORS could also make a recommendation at that time as to any further action that should, in its opinion, be taken by the Commission in this matter, if any.

By letter dated March 30, 2007, ORS reported it had calculated that Flatel owed \$13,730 in unpaid Universal Service Fund ("USF") obligations and an additional \$621 in gross receipts assessments. An invoice for the total amount of \$14,351 was mailed to Flatel by the ORS on March 23, 2007. On March 29, 2007, the ORS received a check from Flatel for \$14,351, representing the total amount owed by the Company. Additionally, ORS reports that it will begin assessing Flatel on a monthly basis for the current year's USF assessments with invoices issued for the month of April 2007.

ORS states that in light of the ORS' receipt of these funds and the Company's compliance with the other conditions set forth in Order No. 2006-662, the ORS has no objection to the full and permanent reinstatement of Flatel's Certificate of Public Convenience and Necessity.

We have examined this matter, and we agree with ORS. Since Flatel has indeed come into compliance and has now met all conditions required by Order No. 2006-662, Flatel's Certificate of Public Convenience and Necessity is now hereby reinstated fully. However, the Company must remain in compliance to maintain this status, and the

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Company's Certificate is subject to further action in the future, should the Company not remain in compliance with all rules and regulations.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:



G. O'Neal Hamilton, Chairman

ATTEST:



C. Robert Moseley, Vice Chairman

(SEAL)